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E-FILED - 10/15/09

5 Attorney for Jose Luis Camarena Rodriguez

7 **IN THE UNITED STATES DISTRICT COURT**

8 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

9 **SAN JOSE DIVISION**

11 UNITED STATES OF AMERICA,) Case No. CR 09-00560 RMW
12 Plaintiff,)
13 v.)
14)
15 JOSE LUIS CAMARENA RODRIGUEZ,)
16 Defendant.)
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) STIPULATION AND []
) ORDER EXCLUDING TIME AND
) CONTINUING STATUS HEARING

18 The United States of America, by and through its counsel, Steven Seitz, and, Jose Luis
19 Camarena Rodriguez, by and through his counsel Michelle D. Spencer, hereby agree and stipulate that
20 this case be continued from October 13, 2009 to October 26, 2009 for further status conference and
21 disposition. The parties are still negotiating a disposition and remain hopeful that a disposition will
22 be reached by October 26, 2009.

23 Additionally, the parties agree and stipulate that under the Speedy Trial Act an exclusion of
24 time is appropriate from October 13, 2009 to October 26, 2009 for effective preparation and
25 continuity of counsel.

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Stipulation & Order Excluding Time
CR09-00560 RMW

1 IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO
UNITED STATES ATTORNEY

2 Dated: October 7, 2009

/S/
STEVEN SEITZ
Special Assistant United States Attorney

5 Dated: October 7, 2009

/S/
MICHELLE D. SPENCER
Attorney for Jose Luis Camarena Rodriguez

8 **ORDER**

9 GOOD CAUSE SHOWING, the Court hereby orders that time shall be excluded under the
10 Speedy Trial Act from October 13, 2009 to October 26, 2009. Based on the foregoing reasons, the
11 Court finds that the ends of justice are served by granting the requested continuance and outweigh the
12 best interests of the public and the defendant in a speedy trial. An exclusion of time is hereby granted
13 pursuant to 18 U.S.C. § 3161(h)(8)(A).

15 IT IS SO ORDERED.

17 DATED: 10/15/09

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge